

LICENSES AND PERMITS 12.15

12.15 REGULATION AND LICENSING OF DOGS AND CATS.

(1) DEFINITIONS. For purposes of this section, certain words and terms are defined as follows:

- a. Owner. Any person or group of persons owning, keeping or harboring a dog or cat.
- b. Kennel. The commercial business of breeding, buying, selling or boarding dogs.
- c. At Large. Any dog or cat shall be deemed to be at large when it is off the property of its owner and not under the control of a competent person.
- d. Restraint. A dog is under restraint within the meaning of this section if it is controlled by a leash, "at heel" beside a competent person and obedient to that person's commands, on or within a vehicle being driven or parked on the streets, or within the property limits of its owner or keeper. A cat is under restraint within the meaning of this section if it is controlled by a leash, on or within a vehicle being driven or parked on the streets, or within the property limits of its owner or keeper.
- e. Spayed Female Dog or Cat. Any female dog or cat which has been operated upon to prevent conception.
- f. Neutered Male Dog or Cat. Any male dog or cat which has been operated upon to prevent conception.
- g. Animal Shelter. Any premises designated by the Village Board for the purpose of impounding and caring for all animals found running at large in violation of this section.
- h. Exposed to Rabies. An animal has been exposed to rabies within the meaning of this section if it has been bitten by, or come in contact with, any animal known to have been infected with rabies.

(2) ENFORCEMENT. The provisions of this section shall be enforced by police officers.

(3) LICENSING OF DOGS AND CATS.

- a. Dog License Required (Am.Ord.#12-90;Am.Ord.#41-91). It shall be unlawful for any person in the Village to own, harbor or keep any dog more than 5 months of age without complying with the provisions of §174.05 through 174.09, Wis. Stats., relating to the listing, licensing and tagging of the same.
- b. Cat License Required (Renum.7/02jaw). Except for cats kept exclusively in A-1 and A-2 Agricultural Districts, every owner of a cat more than 5 months of age on April 1st of any year, or 5 months of age within the license year, shall annually or on or before the date the cat becomes 5 months of age pay the cat license tax and obtain a license and comply with Ch. 174, Wis Stats., as though said Statutes were equally applicable to cats insofar as they apply to the listing, licensing and tagging

- of such cats. The cat license tax set forth in par. (a2) below shall be effective with the 1994 licensing period.
- c. License Tax (Renum.7/02jaw). There is hereby imposed a Village dog and cat license tax, payable to the Village Clerk, which includes a dog license tax imposed under §174.05(2) and (3), Wis. Stats., in the amount of:
 1. \$8 for spayed or neutered dog or cat
 2. \$13 for others
 3. One-half the license tax for dogs or cats becoming 5 months of age after July 1 per year for cats and all dogs required to be licensed under the Wisconsin Statutes.
 - d. Late Fees (Renum.7/02jaw). The Village Clerk shall assess and collect a late fee of \$5 from every owner of a dog or cat 5 months of age or older if the owner failed to obtain a license prior to April 1 of each year or within 30 days of acquiring ownership of a licensable dog, or if the owner failed to obtain a license before the dog reached licensable age.
 - e. Lost License Tag (Renum.7/02jaw). In the event that a metallic license tag issued for a dog or cat shall be lost, the owner may obtain a duplicate tag from the Village Clerk upon the payment of \$1.00.
 - f. Change of Ownership (Renum.7/02jaw). If there is a change in ownership of a licensed dog or kennel or cat during the license year, the new owner may have the current license transferred to his name upon the payment of a transfer fee of \$1.00.
 - g. Transfer Prohibited (Renum.7/20jaw). No person shall use for any animal a license receipt or license tag issued for another animal.
 - h. Kennel License Option (Am.Ord.#41-91:Am.Ord.#5-93;Renum.7/02jaw). The owners of kennels may opt to pay, in lieu of the fees provided in par.(a2) above, a kennel license fee of \$50 for a kennel of 12 dogs or less and an additional \$3 for each dog in excess of 12, and the Village Clerk shall issue tags for each dog owned by the kennel owner, as provided in §174.053, Wis. Stats.

(4) RABIES VACCINATION.

- a. Required. It shall be unlawful for any person to keep a dog or cat in the Village which is over 5 months of age and has not received a rabies vaccination as required by §95.21(2), Wis. Stats., and this section. No dog or cat license shall be issued until a certificate of rabies vaccination issued by a veterinarian has been presented. A rabies vaccination tag shall be attached to the collar of all licensed dogs and cats at all times, except as provided in §95.21(2)(f), Wis. Stats.
- b. Exemption. This subsection is not applicable to cats kept exclusively in A-1 and A-2 Agricultural Districts.

(5) DOGS AND CATS RUNNING AT LARGE AND UNTAGGED DOGS OR CATS.

- a. Dogs and Cats Running at Large. A dog or cat is considered to be running at large

- if it is off the premises of its owner and not under the restraint of the owner or some other person as defined in sub. (1)(d) above.
- b. **Untagged Dog or Cat.** A dog or licensable cat is considered to be untagged if a valid license tag is not attached to a collar which is kept on the animal whenever the animal is outdoors unless the dog is securely confined in a fenced area.
 - c. **Dog or Cat Subject to Impoundment.** Any police officer shall attempt to capture and restrain any dog or cat running at large and any untagged dog.
 - d. **Penalties.** If the owner of a dog or cat, negligently or otherwise, permits the dog or cat to run at large or a licensable dog or cat be untagged, the owner shall forfeit \$10 plus costs for the first offense, \$30 plus costs for the second offense and each subsequent offense. If the licensable dog or cat is unlicensed, the above penalties shall be doubled.

(6) (Rep. Ord. #5-89)

(7) **DUTY TO REPORT DOG OR CAT BITE.** Every person, including the owner or person harboring or keeping a dog or cat who knows that a dog or cat has bitten any person, shall immediately report such fact to the Police Chief.

(8) **IMPOUNDING AND DISPOSITION OF DOGS OR CATS.**

- a. **Impounding of Dogs or Cats.** A police officer or other person restraining a dog or cat running at large shall take such dog or cat to the Village pound. The boarding fee for impounded dogs or cats shall be the fee amount established by the Washington County Humane Society effective at the time of impoundment. The keeper of the pound shall attempt to identify and notify the owner and shall keep a public record of all such dogs or cats impounded.
- b. **Release of Dog or Cat to Owner or Representative.** The keeper of the pound may release the dog or cat to the owner or his representative if the owner or representative:
 - 1. Gives his name and address.
 - 2. Presents evidence that the dog or cat is licensed and vaccinated against rabies.
 - 3. Pays the dog's boarding fee, as provided in the current schedule.
- c. **Release of Dog or Cat to Person Other Than Owner.** If the owner of the dog or cat is unknown or does not reclaim the dog or cat within 7 days, the keeper of the pound may release the dog or cat to a person other than the owner if such person:
 - 1. Gives his name and address.
 - 2. Signs a statement agreeing to license the dog or cat and have the animal vaccinated against rabies.
- d. **Disposition of Dog or Cat or Use for Humane Purposes.** If the dog or cat is not released to the owner or other person in 7 days, the keeper may dispose of the dog or cat, as provided in §174.13, Wis. Stats., or dispose of the animal in a proper and humane manner.

(9) INVESTIGATION. For the purpose of discharging the duties imposed by this section and to enforce its provisions, any police officer is empowered to enter upon any premises upon which a dog or cat is kept or harbored and to demand the exhibition by the owner of such animal or the license for such animal. It is further provided that a police officer may enter the premises where any animal is kept in a reportedly cruel or inhumane manner and demand to examine such animal and to take possession of such animal when, in his opinion, it requires removal from the premises.

(10) BARKING DOGS OR CRYING CATS PROHIBITED. No person shall own, keep or have in his custody any dog which, by frequent and habitual howling, yelping or barking, or any cat which frequently and habitually cries or yowls, or causes serious annoyance or disturbance to persons of ordinary sensibilities or to the neighborhood, provided this subsection shall not apply to hospitals conducted for the treatment of small animals which are approved by the Health Officer, to medical universities, to premises occupied or used by the Wisconsin Humane Society or to premises occupied or used by the Village pound.

(11) RECORDS REQUIRED. It shall be the duty of the keeper of the Village pound:

- a. To keep, or cause to be kept, accurate and detailed records of the impoundment and disposition of all animals coming into his custody. Such records shall be open to public inspection.
- b. To keep, or cause to be kept, accurate and detailed records of all bite cases reported to him and his investigation of same.

(12) PENALTIES (Rep.&Recr.Ord.#43-98). In addition to other penalties provided in this section, any person who shall violate any provision of this section shall be subject to a penalty as provided in Sec. 25.04 of this Code.